

Docket No. 99-006RCE1

Serial No. 09/460,174

REMARKS

This is in full and timely response to the final Office Action mailed May 27, 2004. Claims 1-19 and 21-25 are currently pending for the Examiner's reconsideration, with claims 1, 10, 14, 16, 19 and 24 being independent.

By this Amendment, claims 10 and 14 were amended to correct for informalities, and claim 14 was further amended to recite that a first land based hard-wired terminal does not communicate with a second land based hard-wired terminal prior to establishing communication with a mobile unit. This is consistent with the allowed element as agreed during the personal interview with Examiner Lele on January 28, and was previously added to the now allowed claims. Support for this Amendment can be found variously throughout the specification, for example, part no. 43 depicted in Fig. 2, and at page 4, line 16 to page 8, line 2. No new matter was added. Accordingly, withdrawal of all rejections is requested.

Applicant thanks the examiner for acknowledging the allowance of claims 1-13, 16-19 and 21-25. By this Amendment, Applicant believes that all pending objections and rejections are overcome, and that all pending claims are in condition for allowance.

Claim Objections

Claims 10 and 14 are objected to for various informalities. By this Amendment, all noted informalities have been addressed, and withdrawal of these objections is requested.

As agreed during the personal Interview, claim 14 now recites a first land based hard-wired terminal, and that the first land based hard-wired terminal does not communicate with a second land based hard-wired terminal prior to communicating with the mobile unit. Additionally, as agreed during the personal Interview, one of ordinary skill in the pertinent art would know that according to the specification, a first hard-wired terminal 43 is not communicating with a second hard-wired terminal 43 prior to attempting to establish communication with a mobile data unit 51. See, for

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example, page 6, line 16 to page 7, line 17 and Fig. 2. The term "land based hard-wired terminal" and "hard-wired terminal" refer to the same terminal 43 that is not a mobile data unit 51 or a mobile terminal 47.

Rejection of Claims under 35 U.S.C. §103(a)

Claims 14 and 15 are rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,466,571 to Dynarski et al. in view of U.S. Patent No. 6,078,575 to Dommetty et al. Applicant respectfully traverses this rejection.

As agreed during the personal interview, claim 14 now recites a first land based hard-wired terminal, and that the first land based hard-wired terminal does not communicate with a second land based hard-wired terminal prior to communicating with the mobile unit. Additionally, as agreed during the personal Interview, one of ordinary skill in the pertinent art would know that according to the specification, a first hard-wired terminal 43 is not communicating with a second hard-wired terminal 43 prior to attempting to establish communication with a mobile data unit 51. See, for example, page 6, line 16 to page 7, line 17 and Fig. 2. The term "land based hard-wired terminal" and "hard-wired terminal" refer to the same terminal 43 that is not a mobile data unit 51 or a mobile terminal 47.

Accordingly, these claims are believed to be in condition for allowance, and notice to that effect is requested.

CONCLUSION

For the foregoing reasons, claims 1 – 19 and 21-25 are believed to be in condition for allowance, and the application is in condition for allowance. Accordingly, favorable reexamination and reconsideration of the application in light of these remarks is courteously solicited. If the examiner has any comments or suggestions that would place this application in even better form, the Examiner is requested to telephone the undersigned attorney at the number below.

All objections and rejections having been addressed, it is respectfully submitted that the present application is in condition for allowance, and a Notice to that effect is earnestly solicited.

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Any fees associated with the filing of this paper should be identified in any accompanying transmittal. However, if any additional fees are required, they may be charged to Deposit Account 07-2347.

Respectfully submitted,

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